

MINUTES OF REGULAR MEETING HELD OCTOBER 15, 2019

Pursuant to rules of Council of the Town of Westfield, the members thereof convened in regular session Tuesday, October 15, 2019 at 8:00 p.m.

Mayor Brindle made the following announcements:

“Prior to convening in regular session, there was an agenda session which was open to public and advertised.”

“The adequate notice of this meeting, as required by the Open Public Meetings Act, was provided by the posting, mailing and filing of the annual notice of regularly scheduled meetings of the Town Council on December 13, 2018. The notice was, on that date, posted on the bulletin board in the Municipal Building, mailed to THE WESTFIELD LEADER, and THE STAR LEDGER, and filed with the Clerk of the Town of Westfield.”

PRESENT: Mayor Brindle, Council Members Arena, Dardia, Neylan, LoGrippo, Contract, Mackey

ABSENT: Council Members Habgood and Stokes

INVOCATION AND FLAG SALUTE

Invocation was given by Councilman Arena followed by the flag salute.

PRESENTATIONS

Proclamation

Mayor Brindle presented the following proclamation:

Town of Westfield

Westfield, New Jersey

Proclamation

October is Pregnancy and Infant Loss Awareness Month

WHEREAS, on October 25, 1988, the Pregnancy and Infant Loss Awareness Movement began in the United States when President Ronald Reagan designated the month of October as “Pregnancy and Infant Loss Awareness Month”; and

WHEREAS, each year approximately 26,000 families in the United States are told that their unborn baby has died before birth, and experts have referred to stillbirth as the most understudied issue in medicine today; and

WHEREAS, many Westfield parents and families have suffered a miscarriage, stillbirth, or the death of an infant during delivery or shortly after birth; and

WHEREAS, the Town wishes to acknowledge the profound grief experienced by families who suffer the death of a small child, infant, or pre-term baby; and

WHEREAS, the Town also wishes to acknowledge the existence of the babies and infants that died far too early; and

WHEREAS, promoting awareness of the challenges faced by those parents and families is a positive means of establishing support and understanding; and

WHEREAS, Westfield residents Lou and Francine Magrone know first-hand about infant loss through stillbirth when, on January 6, 2017, God called their beloved Joseph Lewis home. As they shared, the days following Joseph's birth were long and riddled with tasks that no one preparing for the arrival of a baby would ever want to imagine. To help others who may experience such a devastating loss, the Magrones launched the "Walk in Sunshine Charity" in August of 2018. The Charity helps parents who have lost a child through stillbirth or other unexpected loss by providing online resources for families around the world and financial assistance to New Jersey families. In the future, they hope Walk in Sunshine will grow to support better stillbirth and infant loss research and prevention; and

WHEREAS, raising awareness of pregnancy and infant loss will increase the likelihood that families who have suffered such a devastating loss will receive the support and understanding they need and is also a critical component of bringing the necessary attention and funding to this issue;

NOW, THEREFORE, BE IT PROCLAIMED, that I, Mayor Michelle W. Brindle, hereby designates the month of October 2019 as *Pregnancy and Infant Loss Awareness Month* in the Town of Westfield.

BE IT FURTHER PROCLAIMED that I, on behalf of a grateful community, thank Lou and Francine Magrone for their extraordinary efforts to help others through the "Walk in Sunshine Charity" they created. For those who need assistance, or those who would like to assist, please visit the Charity's website, www.walkinsunshinecharity.org.

Mayor Brindle presented the following proclamation:

Town of Westfield

Westfield, New Jersey

Proclamation

International Stuttering Awareness Day

Whereas, according to the International Stuttering Association, October 22 was designated International Stuttering Awareness Day in 1998 to raise public awareness of the 70 million people worldwide – one percent of the world's population – who stutter; and

Whereas, the National Stuttering Association defines stuttering as a communication disorder involving disruptions, or dysfluencies, in a person's speech; however, there are as many different patterns of stuttering as there are people who stutter, and many different degrees of stuttering, from mild to severe; and

Whereas, the precise causes of stuttering are still unknown, but most researchers now consider stuttering to be a neurological condition that interferes with the production of speech. Genes have also been found to be a factor; and

Whereas, although the interference with speech fluency is sometimes triggered by emotional or situational factors, stuttering is basically neurological and physiological – not psychological – in nature; and

Whereas, despite scientific breakthroughs in our knowledge about stuttering, there is still no reliable, research-backed “cure” that works consistently, over time, and for all people who stutter; however, many individuals benefit from various forms of speech therapy and from support groups like the National Stuttering Association and the Stuttering Foundation; and

Whereas, people who stutter often experience physical tension and struggle in their speech muscles, as well as embarrassment, anxiety, and fear about speaking. When stutterers feel compelled to hide their stuttering, it generally becomes worse; and

Whereas, because it is widely misunderstood, there are many myths about stuttering. In order to advance acceptance of and support for people who stutter, it is imperative to dispel these myths by emphasizing the facts, including but not limited to the following: Stuttering is not a psychological disorder; people who stutter are normal; people stutter in different ways; people who stutter are as intelligent and well-adjusted as those who don't; and stuttering cannot be “caught” through imitation or by hearing another person stutter; and

Whereas, although there is no simple cure for stuttering, people who stutter can learn to speak more easily, feel better about themselves and their speaking ability, and communicate more effectively as evidenced by the many famous people who are stutterers, including Emily Blunt, Ed Sheeran, Nicole Kidman, Tiger Woods, James Earl Jones, and Carly Simon; and

Whereas, for those who are conversing with a person who stutters, it is important to be patient and a good listener, do not finish sentences for the speaker or give simplistic advice such as “relax”, “slow down”, or “take a breath”. Respect that most people who stutter prefer to speak for themselves.

NOW, THEREFORE, BE IT PROCLAIMED, that I, Mayor Michelle W. Brindle, in the name of inclusivity and acceptance, hereby designates October 22, 2019 as Stuttering Awareness Day in the Town of Westfield.

Town Administrator's Report

- Provided an update of road paving and stated that two (2) roads remain on the list. All roads are expected to be completed by year end, with the exception of Park Drive, and explained that the paving of Park Drive was delayed until improvements to the pathways at Mindowaskin Park are complete. Stated that a contract for improvements to the pathways at Mindowaskin Park was recently awarded and discussed the timeframe for completion of this project;
- Discussed the Residential Cleanup (bulky waste) Program and stated that it is currently in its third week of pickup, with completion of the program expected next week;
- Provided an update of improvements to Municipal Lot No. 7 and stated that the last phase of the project, which includes the sidewalk along North Avenue, is currently underway. Explained that this portion of the project required permits through the NJ Department of Transportation, which resulted in some delays;
- Announced that renovations to the coffee kiosk have begun and once completed, proposals would be sought for a concessionaire. Explained that the renovations are taking longer than expected due to some unanticipated issues;
- Discussed the painting of a mural at the NJ Transit train trestle and stated that the framing would hopefully be installed this week, with the painting of the mural to begin thereafter; and
- Provided an update of the installation of a traffic signal at Rahway Avenue and Lamberts Mill Road. Explained that this is a Union County project and the project is expected to be completed next spring/summer.

Councilman LoGrippo referred to the Town Administrator's update concerning the coffee kiosk and asked if the unanticipated issues would result in cost increases for the project.

The Town Administrator stated that no cost increases are anticipated at this time.

Mayor's Remarks

- Congratulated Joseph Cartinella and Phyllis Reichman on their wedding after forty (40) years together. Stated that she had the privilege of performing the ceremony earlier today. Also congratulated Westfield resident Ethel Terry-Bethea, stating that she read a Proclamation from the Town acknowledging Ethel's 110th birthday;
- Commended the efforts of the RVL Mayors' Alliance with respect to Governor Murphy's announcement in Westfield yesterday of the restoration of off peak one seat ride service. Explained that while she is thrilled with the announcement, she remains frustrated that it took this long to regain the service that the RVL Mayors' Alliance previously fought to obtain, which still does not benefit eighty (80%) percent of daily commuters. Feels the RVL Mayors' Alliance should not have had to fight this hard for service it should have already had. Stated that the RVL Mayors' Alliance remains committed to working with both Governor Murphy and Congressman Malinowski and other advocacy groups to obtain future RVL peak and weekend one seat ride service. Believes it is critical to the quality of life for commuters and the Town's economic future. Reassured residents and commuters that the RVL Mayors' Alliance would continue to fight until the RVL restores peak one seat ride service;

- Thanked all who attended the meeting earlier this month to hear the summary of the public input into the Master Plan Reexamination. Feels it was an engaging discussion and great to see a consensus emerging around key topics such as downtown development and parking. Announced that the full presentation is available on the Town's website for those who were unable to attend the meeting. Also announced that the Town remains on track for adoption of the Reexamination Report by the Planning Board at a public meeting on December 2, 2019, and all are invited to attend;
- Provided an update concerning activity surrounding next year's Westfield 300 initiative. Stated that the Steering Committee has met several times to map out some key events and committees for the year-long commemoration of the Town's 300th anniversary in 2020 and would be asking for volunteers in the coming weeks. Early plans include concerts, lectures, walking tours, a book fair, public art displays, and fireworks. In addition, she would be unveiling the winner of the Westfield 300 logo contest this evening. Explained that after reviewing more than twenty-five (25) submissions from residents, the entry by local designer Jennifer Wilner was chosen to represent this significant milestone. Stated that Ms. Wilner is in attendance to unveil the primary logo, and she is also in the process of creating several variations that could be widely used by different communities and businesses throughout 2020, such as retailers, restaurants, athletic teams, DWC, and others. Thanked all who took the time and made the effort to share their vision for this logo. Feels that, once again, this process revealed the depth of talent in the community;
- Discussed her visit with McKinley first grader Hudson Ferrigno several weeks ago for Walk to School Day. Stated that they were joined by his friends and neighbors on Austin Street, and then they all said hello to McKinley School principal Mr. Biunno. Commended BRAKES and organizer Mary Camacho for making the Walk to School Day possible;
- Welcomed new businesses to Town, including Design Hub on Quimby Street and soon-to-be opened Lavash - Mediterranean Grill, which is the highly anticipated second restaurant from the owners of Spice Bazaar - Modern Indian Dining;
- Reminded all that Coffee with a Cop is scheduled for October 16 at Starbucks from 11:00 AM to 1:00 PM where some of the Town's officers would be on hand to meet with the public, answer questions, and discuss any concerns. Thanked Chief Battiloro for continuing to prioritize a community policing model which she feels has already created a stronger relationship between the police and residents;
- Reminded residents that early voting is open at the Union County Clerk's Office on North Avenue on Mondays, Wednesdays and Fridays from 8:00 AM to 4:00 PM, Tuesdays and Thursdays from 8:00 AM to 7:30 PM, and Saturdays from 9:00 AM to 1:00 PM. Stated that early voting is fast and easy and eliminates the need to wait in line on Election Day;
- Discussed the premiere event of the Addams Family Movie at the Rialto Theater on October 10. Extended her thanks to MGM for gifting this screening to the Town, and to the Rialto owners, Jesse and Doreen Sayegh, who went above and beyond to see this event through, even after the unexpected closure of their theater. Feels it was heartwarming to see the Rialto Rising contest submissions lining the theater, which demonstrates the community's ongoing support of the Rialto. Stated that she is in regular contact with the Sayeghs, and would soon be establishing an advisory/investment board to work with the Town and the Sayeghs to identify a potential path forward;

- Discussed Addamsfest and feels Thursday's screening was the perfect way to kick off this year's "AddamsFest: Westfield Celebrates Charles Addams!" Hopes all have had the chance to admire the volunteer art work on the "Wicked Windows" throughout downtown, the Addams Family house on Mindowaskin Pond, and the twenty-five (25) homes entered in the "Haunt Your House" contest. Stated that there are a significant number of events happening in the next two weeks, and encouraged all to go to AddamsFest.com to view the schedule. Feels there is something for everyone and it appears the weather will cooperate with the Addams Family Fun Zone to be held on Quimby Street all day Sunday. Explained that Addamsfest is a "herculean" effort which is led by Councilwoman Mackey and an "army" of volunteers and encouraged all to support the second year of this Westfield celebration;
- Lastly, thanked the Westfield UNICO and the Italian American Club for inviting her to speak at last weekend's Columbus Day celebration, and congratulated former Councilman Sam Della Fera for being named Honorary Grand Marshall. Discussed a Facebook post and a call to action from the Italian American One Voice Coalition (IAOVC), a national advocacy group based in Bloomfield, claiming that she was discriminating against Italian Americans for not flying the Italian flag at Town Hall on Columbus Day. Explained that she had not been contacted by this group beforehand to explain her position, and only knew about their statement after being contacted by a reporter. Further explained that Westfield has never flown the flag from another country, and it does not seem that previous Mayors or Councils were asked, or if they were, chose not to do so. Stated that she checked with some other Union County mayors and they have not done so either, yet Westfield is being singled out by this national outside group. Explained that the issue seems to be connected to the fact that Westfield flew the Pride flag, which was intended to reiterate that Westfield is an inclusive and welcoming community for all. Provided some context as to why the Town is not flying the Italian flag, or any other country's flag, at Town Hall. The flag code, supported by the American Legion, clearly states that flags from other nations must be flown on a separate pole, something Westfield cannot accommodate today with the current flagpole configuration at Town Hall. While some may consider that protocol arcane and may choose to ignore it, she takes it very seriously because her father was killed in Vietnam defending and dying for the American flag and the values it represents. Explained that she does not take lightly the request to fly another nation's flag alongside it and would always treat the American flag with the reverence it deserves. Assured all that there is no intention on anyone's part to disrespect Italian Americans who have contributed so much to this country and to this community. Explained that this is not a commentary on Christopher Columbus, which some with political motives may want residents to believe, but a decision driven by practical and protocol considerations. Stated that she has prided herself on creating an inclusive community, demonstrated by initiatives such as the Pride event and the creation of a Senior Advisory Council, the Access and Inclusivity Council, and the Mental Health Commission. In addition, Westfield recently held its first Multicultural Festival, which was inspired by last year's Columbus Day event, and she was thrilled that UNICO participated after she personally extended an invitation to them. Feels being accused of acting in any discriminatory way "flies in the face" of what she has prioritized since assuming office last year. Believes the real issue at hand is the lack of insight into the process of how this decision was made, which could appear to be arbitrary and

capricious, and while it was not, explained that that perspective is something she understands and appreciates, and would seek to address before any such decisions are made in the future. Suggested, as a solution, that organizations consider donating two flag poles and the cost of installation, potentially as a Westfield 300 legacy project, which would allow the Town to fly flags for numerous occasions and organizations in the future. The main pole would fly the American flag, and the others would fly the POW/MIA flag and Town flag respectively, on a permanent basis. Feels there are compromises and solutions to every challenge, and she is committed to preventing “tribal” politics that are taking over national discourse to be interjected into the community. Assured all that she would continue to equally support any and all of the diverse groups that make Westfield a warm and welcoming place to live and thanked everyone for their comments and support.

APPOINTMENTS

ADVERTISED HEARINGS

GENERAL ORDINANCE NO. 2146

“AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13”

Advertised returnable this evening.

Hearing no comments, Mayor Brindle declared the hearing closed.

PENDING BUSINESS

An ordinance entitled, GENERAL ORDINANCE NO. 2146 - “AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13” by Councilman Dardia, seconded by Councilman Contract, was taken up, read and passed by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes
Neylan		
LoGrippo		
Contract		
Mackey		
Mayor Brindle		

BIDS

MINUTES

On a motion by Councilman LoGrippo and seconded by Councilwoman Mackey, Council approved the Minutes of the Town Council Conference Session and Regular Meeting held September 24, 2019.

PETITIONS AND COMMUNICATIONS**OPEN DISCUSSION BY CITIZENS**

Mayor Brindle opened the public comments portion of the meeting and asked if there were any questions or comments.

Joseph Wilson, 520 Downer Street, feels the Town Code should be amended with respect to firepit regulations because the current regulations do not allow for the enforcement of nuisance issues that firepits can create. Discussed an issue he has with his neighbor and smoke from his neighbor's firepit that comes into his home. Explained that four (4) years ago this issue was addressed and a consent agreement was created, which requires that his neighbor contact him in advance when he intends to use his firepit. Stated that his neighbor recently used his firepit, did not notify him in advance, and left it unattended through the night. Explained that he contacted the Police Department of the unattended firepit and was told by the Police Department that no action could be taken. In addition, the Fire Department informed him that his neighbor's firepit is in compliance with the Town Code. Discussed a complaint he filed against his neighbor in municipal court which has been moved to the Township of Union because of a conflict of interest. Also discussed a recent phone call he received from representatives of the Judge Judy show who asked if he would be interested in appearing and having his case heard on the show. Lastly, discussed four (4) complaints his neighbor filed against him in municipal court, two (2) of which are criminal complaints, and stated that they are perjurious and contradict statements his neighbor made in another document. Expressed concern that he could face imprisonment with respect to the criminal complaints that his neighbor filed against him. Reiterated his request that the Town Council amend current firepit regulations and referred to an ordinance adopted by the Township of Cranford which provides authority for the Police, Fire and/or Health Department to order a resident to extinguish a fire if it becomes a nuisance.

Carolyn Swenson, 762 Clark Street, stated that she lives in the Franklin School district and her granddaughter is a kindergarten student. Explained that the bus that brings the kindergarten students to Franklin School does not arrive until 3:40 PM, but the crossing guards are off duty at 3:30 PM. Stated that the bus driver does not monitor the children after drop-off and expressed concern with the children's safety due to their young age. Explained that she has contacted the Board of Education, the Franklin School Principal, and the Police Department, but with no results. Feels this must be an issue at other schools as well and requested that a police officer be assigned to these posts after 3:30 PM when the crossing guards are off duty.

Councilman LoGrippo requested clarification as to the hours for crossing guards and whether there has been a change in hours since the Town outsourced management of the crossing guard program.

The Town Administrator explained that the crossing guard's hours have always been the same and there has been no change in those hours since outsourcing of the crossing guard program began. Explained that there is typically no crossing guard at this time because kindergarten students are usually accompanied by a parent or guardian, and are not dropped off at the crosswalk, but in the front of the school. Also recalled a discussion he had with the schools back

when the program first started whereby bus drivers would remain with the children until all were accompanied by a parent or guardian.

Councilwoman Neylan questioned why crossing guards would leave if children are unattended. Stated that she would not have approved the contract to outsource the program if she had known that this was occurring.

The Town Administrator explained that this issue is unrelated to the Town's outsourcing of the program. Explained that while there is no crossing guard present, it was his understanding that children were not left unattended. Feels further review of this issue is needed by the Public Safety, Transportation and Parking Committee.

Councilwoman Neylan reiterated her concern with the Town's contract for the crossing guard program.

Councilman Contract stated that this appears to be a long-standing issue which is irrelevant to the Town's contract for crossing guard services. Feels the Town should address this issue and suggested that the school be contacted to confirm if there is someone that meets the bus when it arrives to drop off students.

Councilman Dardia also stated that this issue predates the contract between the Town and All City Management Services (ACMS) and feels the issue needs to be reviewed holistically and should include all schools where kindergarten students are dropped off by bus.

Councilwoman Neylan mentioned that she observed a police officer manning a crossing guard post this morning and questioned why this is occurring, as the Town outsourced for this service to avoid the need for police officers to man school crossing posts.

The Town Administrator explained that, as per discussion at a previous Town Council meeting, ACMS is still in the process of filling school posts. Stated that there are a few posts left to fill and discussed the hiring and training process that is required before a guard is assigned to a post.

Mayor Brindle thanked Ms. Swenson for her comments and mentioned that she has a meeting with members of the school board next week and feels a mutual solution could be reached.

Jessica Rinaldi, 150 Harrison Avenue, stated that she is the crossing guard assigned to Franklin School and that she has been a guard at that post for fifteen (15) years. Explained that the afternoon schedule for her post has always been 2:55 PM to 3:25 PM.

Councilwoman Neylan asked Ms. Rinaldi if she has seen kindergarten students left unattended.

Ms. Rinaldi explained that she has not because she is usually gone before those students are dropped off, with the exception of half days, when she is required to man the post for an hour in the afternoon.

Mayor Brindle asked Ms. Rinaldi if she is aware of any similar complaints in the past.

Ms. Rinaldi stated that she is not aware of any complaints, but there was discussion several years ago about extending the afternoon post to an hour. She is not certain as to whether that consideration was related to the drop off of kindergarten students, but the schedule was not changed.

Councilman LoGrippo asked Ms. Rinaldi about her experience with the new vendor handling the crossing guard program.

Ms. Rinaldi stated that she would prefer not to discuss her experience with the new vendor at this time.

Councilman Contract feels the school must have a list of students that are dropped off by bus and suggested the parents of those students be contacted about their experience with the drop off. Believes the solution should be tailored to those most affected.

Ms. Swenson explained that the bus driver assists students to make sure they are on the correct bus, and also helps students with seatbelts, but feels another person is needed, specifically a crossing guard, because she feels it is not safe for children.

Liz Mulholland, Westfield resident, stated that kindergarten students that are dropped off at the school by bus arrive much later than the dismissal time for the other students, but there is an aid present to monitor kindergarten students. They are not left unattended.

Sean Smith, 541 Cumberland Street, discussed new school security measures which he feels has also delayed the dismissal of students.

Mr. Smith also thanked the Mayor and Town Council for the time they devote to the Town and discussed recent developments and improvements that have occurred while the Master Plan process has been underway. Discussed upgrades to Tamaques Park that were postponed and expressed concern that there have been no improvements or maintenance to fields since the Parks Strategic Plan began eighteen (18) months ago. Stated that Westfield teams are unable to use fields in Town because of their condition and must play home games in another Town. Stated that the fields in Tamaques Park are in deplorable condition, are the equivalent of "dirt concrete", and believes someone will be seriously hurt. Feels this is unacceptable and that these fields should have been seeded and aerated during the rainy period last spring. Also stated that while he is uncertain as to the solution, feels artificial turf is the best option due to the limited maintenance required. Feels the Town is failing its children and urged the Town Council to maintain fields.

Councilman LoGrippo informed Mr. Smith that he is a member of the subcommittee for the Parks Strategic Plan and stated that more information would be provided at the next meeting, which is scheduled for October 23. Also stated that he was disappointed that the plan for Tamaques Park field improvements did not move forward.

Mr. Smith thanked Councilman LoGrippe for the information, but feels it is not an acceptable response because it focuses on future plans only, rather than the maintenance of existing fields, which he feels is needed now.

Councilman Arena referenced the plan that was proposed for Tamaques Park, which included the installation of turf fields. Feels with less grass fields and the use of turf fields for the “heavy traffic”, it would have been easier to maintain those that remained as grass fields.

Councilwoman Neylan asked if there is a reason why field maintenance is not occurring.

The Town Administrator explained that in order to seed and aerate fields, a budget needs to be established and approved for the project, and the fields would then be “out of commission” for several weeks or months while this maintenance occurs. Stated that the Town’s fields are over used and, in the past, organizations have not been willing to give up field time to allow for improvements.

Councilwoman Neylan requested clarification as to the lack of maintenance and if it is related to the development of the Parks Strategic Plan that is currently in process.

The Town Administrator explained that fields are maintained as best as possible when they are not in use.

Councilman LoGrippe discussed the potential for maintaining fields with the use of grant funds.

The Town Administrator stated that the Town applied for multiple grants for field improvements and, this year specifically, the Town applied for a grant for a wetlands delineation study for some of the wooded area at Tamaques Park to determine if a portion of that area could be used for additional field space, or additional space in general. Explained that this study was suggested by the vendor the Town retained for the Parks Strategic Plan, as well as Union County, because there is nearly forty (40) acres of property at Tamaques Park that is not developed. While there is no intention to develop all of that property, the development of a portion of it could help to increase field space. Also referenced the meeting Councilman LoGrippe mentioned would be held on October 23 with respect to the Parks Strategic Plan and feels there is an opportunity to include field space owned by the schools. Lastly, explained that the Parks Strategic Plan would include a plan for the Town’s entire park system, not just fields, but other recreational aspects, such as bike paths and walking trails.

Councilman Contract asked if the report would include a plan for the maintenance of fields in addition to new fields.

The Town Administrator stated that the report must include a plan for the maintenance of fields because the Town cannot consider any building or improvements without a maintenance plan in place.

Councilwoman Mackey stated that while some would like to “lament” on the fact that the plan for Tamaques Park did not move forward, believes many Ward 4 residents, where Tamaques

Park is located, would not have supported the project. Stated that many residents that live near Tamaques Park want to maintain its natural integrity. Also stated that the plan for Tamaques Park was not ready to move forward and had not been vetted by residents.

Councilman LoGrippo stated that during meetings for the Parks Strategic Plan, other fields have been discussed, including Edison Field, which is owned by the Board of Education, as well as Sycamore Field and Brightwood Field, but the solution continues to “circle back” to Tamaques Park.

Mayor Brindle referenced Councilman LoGrippo’s comment and stated that while Edison Field is owned by the Board of Education, she feels it could still be considered in the plan. Also discussed the plan that was proposed for Tamaques Park and stated that it did not allow for the addition of existing fields, only the installation of artificial turf, and it also introduced additional traffic into the park. Feels turf fields would have been added at the expense of other uses of the park. Also feels this study provides an opportunity to increase field capacity as well as additional parking, through the potential development of some unused area.

Councilman Arena feels there needs to be a balance between grass fields and artificial turf. Stated that while many would like to have Tamaques Park remain natural, grass fields cannot be sustained.

Councilwoman Mackey stated that when the proposed plan for Tamaques Park was approved, it only considered those who use the fields and did not consider those who use the park for other types of recreation. Also feels the residents of Ward 4 have a right to be included in conversations involving Tamaques Park. Expressed concern with comments that the plan for Tamaques Park was “ready to go” when the community was not provided with an opportunity to provide input. Stated that she agrees there is a crisis with the fields and all would like to find a solution, but as a representative of Ward 4 residents, she wants to be sure that there is a balance.

Mayor Brindle mentioned that some councilmembers would be playing in a flag football tournament as a fundraiser for breast cancer and would be experiencing the condition of the fields themselves.

Hearing no further comments, Mayor Brindle closed the public comment portion of the meeting.

BILLS AND CLAIMS

On motion by Councilwoman Neylan and seconded by Councilman Contract, bills and claims were adopted unanimously:

RESOLVED that the bills and claims in the amount of \$855,434.84 per the list submitted to the members of this Council by the Chief Financial Officer, and approved for payment by the Town Administrator be, and the same are hereby, approved and that payroll warrants previously issued by the Chief Financial Officer be ratified.

REPORTS OF STANDING COMMITTEES:

Finance Policy Committee

The following resolutions, introduced by Councilwoman Neylan, and seconded by Councilman Dardia, were unanimously adopted.

Resolution No. 241

RESOLVED, that the Chief Financial Officer be and hereby is, authorized to draw warrant for unused parking permit fee as follows:

Xinxing Qiu	South Side RR Stn/Lot 3	#19030677	\$174.00
922 Ridgewood Road			
Millburn, NJ 07041			

Resolution No. 242

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$2,000 to the order of the United States Postal Service to replenish bulk mail permit no. 683 in order to process the Town's leaf brochure.

Resolution No. 243

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$21.00 to the order of New Jersey Department of Health, P.O. Box 369, Trenton, New Jersey for Dog Licenses issued by the Town Clerk for the month of September 2019.

Resolution No. 244

RESOLVED, that the Town Treasurer be authorized to refund the following fees to the following individual:

<u>Name</u>	<u>Account</u>	<u>Class</u>	<u>Fee</u>
Diane Quinn 705 Woodland Ave Westfield, NJ 07090	T- 05- 600 - 071 Tennis/ Rec	Refund Class Youth Tennis Level 1/ W 5-6:15 pm Sydney Quinn	\$118.00
Sarah Paulino 134 Ludlow Place Westfield, NJ 07090	T-05-600-071 Tennis/Rec	Refund Playground Program Summer 2019 Henry Paulino	\$185.00
Clara Marcela Potocki 54 Maple Street Millburn, NJ 07041	T-05-600-071 Tennis/Rec	Refund Class Babysitters Training (Aug 19/20) Amalia Potocki	\$95.00
Amy Bono 645 Lenox Ave Westfield, NJ 07090	T-05-600-071 Tennis/Red	Refund Class Babysitters Training (Oct 26) Emma Bono	\$95.00

Resolution No. 245

BE IT RESOLVED that the Chief Financial Officer be authorized to draw a warrant to the following persons for a refund due to an overpayment for a Temporary Food License on August 23, 2019:

<u>Name</u>	<u>Amount</u>
George Vlahos	\$75.00

Mail to:

Athens Delite
George Vlahos
47-36 48 Street
Woodside, NY 11377

Resolution No. 246

RESOLVED that the Chief Financial Officer be authorized to draw a warrant in the amount of \$725.00 to the order of Treasurer, State of New Jersey, P.O. Box 660, Trenton, NJ 08646-0660 for Marriage/Civil Union License Fees issued by the Registrar of Vital Statistics for the quarter of July - September 2019.

Resolution No. 247

RESOLVED that pursuant to N.J.A.C. 5:23-4.19, that the Chief Financial Officer be authorized and directed to draw a warrant in the sum of \$17,460.00 to the TREASURER, STATE OF NEW JERSEY for the third quarter Construction Official's State permit fees for 2019.

BE IT FURTHER RESOLVED that said check be forward to the Division of Codes and Standards, Department of Community Affairs, CN 802, Trenton, New Jersey 08625-0802.

Resolution No. 248

RESOLVED that the Chief Financial Officer be and he hereby is authorized to draw warrants to the following persons, these amounts being overpaid for 2019:

Block/Lot/Qualifier		Quarter/Year
<u>Name</u>	<u>Property Address</u>	<u>Amount</u>
2609/8	609 DRAKE PL	1 st /2018
FBE PROPERTIES, LLC		\$3,007.27
2606/1	1144 SOUTH AVENUE W	1 ST /2019
2016 CROSSWAYS WESTFIELD, LLC		\$2,816.99
151 SAWGRASS CORNERS DRIVE		
SUITE 202		
PONTE VEDRA BEACH, FL 32082		

2606/2	1138 SOUTH AVENUE W	1 ST & 2 ND /2019
2016 CROSSWAYS WESTFIELD, LLC		\$5,448.04
151 SAWGRASS CORNERS DRIVE		
SUITE 202		
PONTE VEDRA BEACH, FL 32082		
2606/3	1130-36 SOUTH AVENUE W	1 ST & 2 ND /2019
2016 CROSSWAYS WESTFIELD, LLC		\$7,670.03
151 SAWGRASS CORNERS DRIVE		
SUITE 202		
PONTE VEDRA BEACH, FL 32082		
4006/2	314 MYRTLE AVE	1 st & 3 rd /2019
WESTFIELD CROSSING, LLC		\$2,361.44
Mail ck to:		
PO Box 4449		
Warren, NJ 07059		
4006/3	321 GROVE ST E	1 st & 2 nd /2019
WESTFIELD CROSSING, LLC		\$6,675.25
Mail ck to:		
PO Box 4449		
Warren, NJ 07059		
4103/38	745 CARLETON RD	3 rd / 2019
PEELER, JEFFREY K & MANDY		\$4,096.97
4801/10	112-114 GREENE PL	3 rd /2019
SIMONE, ALLISON		\$3,132.28
2903/3	538 RAHWAY AVE	3 rd /2019
CUERVO, CAMILO A		\$1,946.86
Mail Check and payable to:		
Mr Cooper		
c/o Lereta, LLC		
1123 S Parkview Drive		
Covina, CA 91724		
Contract: 92961725		
2207/15	757 KIMBALL AVE	3 rd /2019
MARGIOTTA, MICHAEL S & DENISE		\$3,288.82
Mail ck and payable to;		
Wells Fargo Real Estate Tax Service		

Attn: Financial Support Unit-Region 1
12 Home Campus
MAC F2302-035
Des Moines, IA 50328-0001

Make the following checks payable and mail to:

Corelogic Tax Service
Refunds Department
PO Box 9202
Coppell, TX 75019

307/7	70 BARCHESTER WAY	4 th /2018
GUALTIER, RYAN & CHRISTINA		\$4,739.89
502/7	8 BREEZE KNOLL DR	4 th /2018
URBANO, JOHN & JACQUELINE		\$33,590.06
703/16.01	342 BRIGHTWOOD AVE	3 rd /2019
MUNOZ, MARIO & ANNA		\$2,564.39
709/17	755 PROSPECT ST	3 rd /2019
MISHER, BRIAN A & LAURA K		\$9,846.62
1904/2	211 GOLF EDGE	3 rd /2019
GUSKIND, JONATHAN & ASHLEY		\$2,249.76
2105/28	36 CANTERBURY LA	4 th /2018
CALCAGNO, REGINA M		\$5,269.93
2402/8	316 LAWRENCE AVE	3 rd /2019
ROSENBERG, STEVEN M & WENDY R		\$5,421.19
3008/10	534 BOULEVARD	3 rd /2019
WIBOWO, NOTO & WIBOWO-MONACO, MELY		\$3,532.90
4001/70	252 WINDSOR AVE	3 RD /2019
CRONEN, DAVID J & TIEN, SWEETIE		\$2,056.88
4008/13	794 BOYNTON AVE	2 nd /2019
ZHANG, BIN & SUN, QIAOFU		\$2,463.70
4103/38	745 CARLETON RD	3 rd /2019
PEELER, JEFFREY K & MANDY		\$4,096.97

4202/20 RUSSO, JEFFREY & MARK K	417 WASHINGTON ST	3 rd /2019 \$4,043.70
4203/5 RUSSO, MARY K & JEFFREY	418 BEECHWOOD PL	3 RD /2019 \$6,400.61
4403/17 GOODSTADT, JOSH & CORTNEY	735 SCOTCH PLAINS AVE	1 st /2019 \$2,851.86
4602/3 STEFFA, MICHAEL & MURRAY, KAITLYN M	912 RAHWAY AVE	3 rd /2019 \$3,166.27
4603/14 YIHE WANG	1065 SEWARD AVE	3 rd /2019 \$3,255.78
4906/24 RAICHURA, ROCHAN & MANISHA	248 AVON RD	3 RD /2019 \$6,660.45
4912/13 SONG, YULI	1151 CENTRAL AVE	3 rd /2019 \$2,423.61
5001/10 CLARK, RYAN & LAUREN	136 TUDOR OVAL	2 nd /2018 1 st /2019 \$7,472.83
5110/7 LEE, BRIAN HAE YOUNG &	5 FAULKNER DR	3 rd /2019 \$6,753.12

Resolution No. 249

WHEREAS, the following applicants have posted monies to be held in escrow to cover expert advice and testimony in connection with Board of Adjustment and Planning Board applications on said property; and

WHEREAS, expert advice and testimony was given, and

WHEREAS, all bills for these applications have been submitted and paid; and

WHEREAS, the applicant has requested in writing to have the balance of escrow monies be released to them;

NOW, THEREFORE, BE IT RESOLVED, that the Chief Financial Officer is authorized to draw a check for the balance of the escrow monies as follows:

App #	Name	Address	G/L	Refund Balance
PB 17-10	Samuel Strauss	942 Summit Avenue	9-05-550-291	\$518.66
Return to:	Samuel Strauss	942 Summit Avenue	Westfield NJ	07090
PB 18-02	Westfield Pediatric Dental	555 Westfield Avenue	9-05-550-299	\$500.00
Return to:	Westfield Pediatric Dental Group, LLC.	555 Westfield Avenue	Westfield NJ	07090
BOA 18-48	Sandra Lema	313 Myrtle Avenue	9-05-560-711	\$872.81
Return to:	Sandra Lema	313 Myrtle Avenue	Westfield NJ	07090
BOA 19-04	Pradip & Rekha Paul	122 Livingston Street	9-05-560-736	\$1,421.71
Return to:	Rekha Square USA, LLC.,	52 Mansion Terrace	Cranford NJ	07016
BOA 19-05	George Rizk	370 Orenda Circle	9-05-560-737	\$197.81
Return to:	George Rizk	370 Orenda Circle	Westfield NJ	07090
BOA 19-06	Mark & Karen Hamilton	907 Bailey Court	9-05-560-738	\$697.81
Return to:	Mark & Karen Hamilton	907 Bailey Court	Westfield NJ	07090
BOA 19-07	Brian & Susannah Lucas	209 Benson Place	9-05-560-739	\$447.81
Return to:	Brian & Susannah Lucas	209 Benson Place	Westfield NJ	07090
BOA 19-08	Richard & Lan Cadigan	714 Boulevard	9-05-560-740	\$197.81
Return to:	Richard & Lan Cadigan	714 Boulevard	Westfield NJ	07090
BOA 19-10	Alan Gibbemeyer	521 Carleton Road	9-05-560-742	697.81
Return to:	Alan Gibbemeyer	521 Carleton Road	Westfield NJ	07090
BOA 19-11	Guillaume & Kelly Grillon	4 Stanley Oval	9-05-560-743	\$447.81
Return to:	Guillaume & Kelly Grillon	4 Stanley Oval	Westfield NJ	07090
BOA 19-12	Walter Bonilla	1002 Ripley Avenue	9-05-560-744	\$446.51
Return to:	Walter Bonilla	1002 Ripley Avenue	Westfield NJ	07090
BOA 19-13	MJ Builders	15 Amy Drive	9-05-560-745	\$947.81
Return to:	MJ Builders, LLC.	116 Burnham Drive	Fords NJ	08863
BOA 19-14	Ken Wu	1128 Central Avenue	9-05-560-746	\$395.62
Return to:	HW Auspicious, LLC.	P.O. Box 105	Edison NJ	08816
BOA 19-15	Joseph & Lisa Rath	437 E Dudley Avenue	9-05-560-747	\$197.81
Return to:	Joseph & Lisa Rath	437 E Dudley Avenue	Westfield NJ	07090
BOA 19-16	Curt Cimei & Leslie Bridgman	414 Hillside Avenue	9-05-560-748	\$419.76
Return to:	Curt Cimei & Leslie Bridgman	414 Hillside Avenue	Westfield NJ	07090
BOA 19-17	Kara Goldman	1024 Harding Street	9-05-560-749	\$447.81
Return to:	Kara Goldman	1024 Harding Street	Westfield NJ	07090

BOA 19-18	Kevin McKeown	1907 Grandview Avenue	9-05-560-750	\$697.81
Return to:	Kevin McKeown	1907 Grandview Avenue	Westfield NJ	07090
BOA 19-30	Rosella Carden	738 Belvidere Avenue	9-05-560-762	\$250.00
Return to:	Rosella Carden	738 Belvidere Avenue	Westfield NJ	07090

Resolution No. 250

WHEREAS, a need exists in the Police Department for the purchase of three (3) 2020 Police Interceptor Utility All Wheel Drive vehicles, as provided for in the 2019 Police Department Operating Budget (130-251), and;

WHEREAS, the contract to purchase these vehicles is to be awarded to Cherry Hill Winner Ford of 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034, and;

WHEREAS, these vehicles will be sufficient to meet the needs of the Police Department,

WHEREAS, New Jersey State Public Contract Law 40A:11-3 states that when accepting an item under New Jersey State Contract #88728, a resolution must be adopted by the Governing Body, and

WHEREAS, the Town Treasurer has certified the availability of adequate funds for payment, which will be in the total amount of \$106,681.00 and charged to the 2019 Police Operating Budget (130-251), under Purchase Order #19-03985, which was prepared in accordance with *N.J.A.C. 5:30 1.10*.

NOW, THEREFORE BE IT RESOLVED that the Town of Westfield shall purchase three (3) 2020 Police Interceptor Utility All Wheel Drive Patrol Vehicles;

BE IT FURTHER RESOLVED, that the proper Town Officials be, and are hereby authorized to take whatever actions are appropriate in the execution and discharge of this contract.

Cherry Hill Winner Ford
250 Haddonfield Berlin Road
Cherry Hill, NJ 08034

2 @ \$34,317.00 each
1 @ \$38,047.00 each (*Hybrid*)

Total Cost: \$106,681.00

Council Comments:

Public Safety, Transportation and Parking Committee

General Ordinance No. 2147:

Regarding the following ordinance, Councilman Dardia made the following announcement:

I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2147 – AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF WESTFIELD, CHAPTER 13” be approved on first reading. The motion was seconded by Councilman Contract.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes
Neylan		
LoGrippe		
Contract		
Mackey		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2147 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 29th day of October 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Code Review & Town Property Committee

The following resolutions, introduced by Councilwoman Mackey Chairwoman of the Code Review & Town Property Committee, and seconded by Councilman LoGrippe, were unanimously adopted.

Resolution No. 251

BE IT RESOLVED that the Mayor and Town Council of the Town of Westfield be and hereby ratify, affirm and approve the following application for children's amusement devices:

JLA Party Rentals	Pumpkin Fair	Franklin School PTO
318 Mclean Boulevard	October 19, 2019	700 Prospect Street
Paterson, NJ 07504	700 Prospect St	Westfield, NJ 07090
	Westfield, NJ 07090	

General Ordinance No. 2144:

Regarding the following ordinance, Councilwoman Mackey made the following announcement: I hereby move that an ordinance entitled, “GENERAL ORDINANCE NO. 2144 – AN ORDINANCE AMENDING THE LAND USE ORDINANCE TO ESTABLISH ELECTRIC VEHICLE INFRASTRUCTURE REGULATIONS” be approved on first reading. The motion was seconded by Councilman Dardia.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes
Neylan		
LoGrippto		
Contract		
Mackey		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2144 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 29th day of October 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

General Ordinance No. 2148:

Regarding the following ordinance, Councilwoman Mackey made the following announcement: I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2148 – AN ORDINANCE REGULATING, AMENDING AND SUPPLEMENTING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO REGULATE THE STORAGE AND DELIVERY OF PREMANUFACTURED (MODULAR) HOMES AND BUILDING COMPONENTS" be approved on first reading. The motion was seconded by Councilman Contract.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes
Neylan		
LoGrippto		
Contract		
Mackey		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2148 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 29th day of October 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the

Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

General Ordinance No. 2149:

Regarding the following ordinance, Councilwoman Mackey made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2149 – AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWN OF WESTFIELD, NEW JERSEY, IN ORDER TO MEET THE TOWN'S OBLIGATIONS UNDER ITS AFFORDABLE HOUSING SETTLEMENT AGREEMENT" be approved on first reading. The motion was seconded by Councilman Dardia.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes
Neylan		
LoGrippe		
Contract		
Mackey		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2149 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 29th day of October 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

General Ordinance No. 2150:

Regarding the following ordinance, Councilwoman Mackey made the following announcement:

I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2150 – AN ORDINANCE TO AMEND CERTAIN PROVISIONS OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD REQUIRING THE SUBMISSION OF A DIGITAL COPY OF APPLICATION TO THE PLANNING BOARD AND BOARD OF ADJUSTMENT" be approved on first reading. The motion was seconded by Councilman Contract.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes

Neylan
LoGrippto
Contract
Mackey
Mayor Brindle

Heretofore introduced, General Ordinance No. 2150 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 12th day of November 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

General Ordinance No. 2151:

Regarding the following ordinance, Councilwoman Mackey made the following announcement: I hereby move that an ordinance entitled, "GENERAL ORDINANCE NO. 2151 – AN ORDINANCE TO AMEND CERTAIN PROVISIONS OF THE LAND USE ORDINANCE OF THE TOWN OF WESTFIELD TO ALLOW FOR PROJECTING SIGNS" be approved on first reading. The motion was seconded by Councilman LoGrippto.

The ordinance was approved by the following vote of all present upon roll call as follows:

Yeas: Arena	Nays:	Absent: Habgood
Dardia		Stokes
Neylan		
LoGrippto		
Contract		
Mackey		
Mayor Brindle		

Heretofore introduced, General Ordinance No. 2151 does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 12th day of November 2019 at 8:00 o'clock, p.m., or as soon thereafter as the matter can be reached, in the Council Chambers, 425 East Broad Street, Westfield, New Jersey, and that at such time and place or any time and place to which such meeting shall from time to time be adjourned, all persons interested be given the opportunity to be heard concerning said ordinance, and that the Town Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

Public Works Committee

The following resolution, introduced by Councilman Contract, Chairman of the Public Works Committee, and seconded by Councilwoman Mackey, were unanimously adopted.

Resolution No. 252

WHEREAS, the Town hired HL Petroleum Co., Inc., a Licensed Site Remediation Professional (LSRP) to perform the necessary environmental investigation and evaluation of municipally-owned facilities in the Town of Westfield, which are currently out of compliance with New Jersey Department of Environmental Protection (NJDEP) regulations, and

WHEREAS, based on the results of their investigation, HL Petroleum Co., Inc., has determined that a final Remedial Action Report and Unrestricted Use Response Action Outcome document must be prepared and submitted in order to comply with these NJDEP regulations, and

WHEREAS, the Town Engineer has reviewed the Proposals and recommends that a professional services contract for the aforementioned services as outlined in the Proposals for the Public Works Complex, dated October 8, 2019, be continued with HL Petroleum Co., Inc., P.O. Box 1247, 2020 Clinton Street, Linden, NJ 07036, pursuant to N.J.S.A. 40A:11-6 – “Emergency Contracts”, and

WHEREAS, Certificate of the Town Treasurer, certifying to the availability of adequate funds for this contract, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds to be charged to Public Works Operating Account 137-254 under Purchase Order 319-04013.

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Westfield that the aforementioned contract for professional engineering services be awarded to HL Petroleum Co., Inc., P.O. Box 1247, 2020 Clinton Street, Linden, NJ 07036, in an amount not to exceed \$7,500.00.

Resolution No. 253

WHEREAS, T. Fiotakis Construction, is under contract to the Town of Westfield for the 2018 Sidewalk Replacement Program in Westfield, New Jersey as authorized by S.O. 2214A1, and

WHEREAS, N.J.A.C. 5:30 provides for increases in the contract price for unanticipated adjustments through Change Order and Council Resolution, and

WHEREAS, site conditions encountered during construction necessitated additional work items and more material than had been anticipated, and

WHEREAS, Certificate of the Town Treasurer, certifying to the availability of adequate funds for the changed contract price, as described below, prepared in accordance with N.J.A.C. 5:30 1.10 has been furnished to the Town Clerk. Expenditure of funds to be charged to S.O. 2214A1, under Purchase Order No. 18-03728.

NOW THEREFORE BE IT RESOLVED, that Change Order No. 1 in the amount of \$2,039.60 executed by Kris J. McAloon, Town Engineer, be authorized, and

BE IT FURTHER RESOLVED, that the proper Town Officials be, and they are hereby, authorized to make payment and to effect whatever actions are necessary in the execution and discharge of Change Order No. 1, for the 2018 Sidewalk Replacement Program increasing the contract price to \$69,179.60.

Reports of Department Heads

Report of Steve Freedman, Construction Official, showing monies collected for permits in the amount of \$143,214.00 for the month of September 2019 was received, read and ordered filed.

Report of Tara Rowley, Town Clerk, showing fee collected in the amount of \$743.00 during the month of September 2019 was received, read, and ordered filed.

Report of Kris McAloon, Town Engineer, stating he had turned over to the Chief Financial Officer check in the amount of \$51,778.00 representing monies collected during the month of September 2019.

Report of Christopher Battiloro, Chief of the Police Department, showing fee collecting in the amount of \$2,711.60 during the month of September 2019.

Report of Carol Salvaggio, Certified Court Administrator, stating that she had turned over to the Chief Financial Officer check in the amount of \$31,784.46 representing fines and costs collected in the Municipal Court and Violations Bureau during the month of September 2019 was received, read and ordered filed.

Town Council Comments

Councilman Contract discussed the recent parks cleanup and commended the Green Team and residents who participated for their efforts.

Councilman Arena congratulated Ms. Wilner on winning the Westfield 300 Logo Contest.

Councilman Arena also referenced comments concerning the Raritan Valley Line and the legislators that were in Westfield to announce the restoration of off peak one seat ride service. Discussed Councilman LoGrippe's involvement with this initiative in the past and commended him for his efforts.

ADJOURNMENT

A motion to adjourn, made by Councilman LoGrippe and seconded by Councilman Dardia at 9:26 p.m. was unanimously carried.

Respectfully submitted,

Tara Rowley, RMC
Town Clerk